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AIR CHINA LIMITED and
UNITED AIRLINES INCORPORATED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROBERT RUBIN,

Plaintiff,

v.

AIR CHINA LIMITED and UNITED
AIRLINES INCORPORATED

Defendant(s).

Case No.: 10-5110-LHK

**DEFENDANTS' REQUEST TO BE
EXCUSED FROM APPEARING AT
SETTLEMENT CONFERENCE;
~~PROPOSED~~ ORDER**

Date: August 5, 2011
Time: 9:30 a.m.
Courtroom: 2

Defendant Air China Limited ("Air China") and United Airlines Incorporated ("United") hereby request that they be excused from having to appear at the Settlement Conference scheduled before Magistrate Judge Lloyd on August 5, 2011 ("Settlement Conference") for the following reasons:

Attending the settlement conference would constitute significant hardship for Air China. All authorized Air China representatives are based in Beijing, China. There is a 15 hour time difference between California and China. As such, it will be half past midnight in Beijing, China at the time the settlement conference is scheduled to take place.

Pursuant to an indemnification agreement between United and Air China, Air China holds the exclusive authority to settle this matter as to both Air China and United. As such, United's presence at the Settlement Conference serves no purpose.

Counsel appearing on behalf of Defendants will arrive to the settlement conference having previously acquired full authority from Air China to meaningfully participate in the Settlement Conference, and to negotiate in good faith the settlement of the case as to both Air China and United.

For the foregoing reasons, Defendants respectfully request that they be excused from having to appear at the Settlement Conference.

Dated: July 26, 2011

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP

By: /s/ Amanpreet Kaur
 Robert C. Gebhardt
 Amanpreet Kaur
 Attorneys for Defendant
 AIR CHINA LIMITED and
 UNITED AIRLINES INCORPORATED

ORDER

IT IS SO ORDERED. Air China shall, however, have an appropriate representative available by telephone for the duration of the conference.

Date: August 3, 2011



Howard R. Lloyd
United States Magistrate Judge